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16 **UNITED STATES DISTRICT COURT**
17 **CENTRAL DISTRICT OF CALIFORNIA**

19 VERNON UNSWORTH,

20 Plaintiff,

21 vs.

22 ELON MUSK,

23 Defendant.
24

Case No. 2:18-cv-08048

Judge: Hon. Stephen V. Wilson

**STIPULATION TO EXTEND TIME TO
RESPOND TO INITIAL COMPLAINT BY
NOT MORE THAN 30 DAYS (L.R. 8-3)
AND REGARDING BRIEFING
SCHEDULE ON DEFENDANT'S
FORTHCOMING MOTION TO DISMISS
PLAINTIFF'S COMPLAINT**

Complaint Served: September 27, 2018
Current Response Date: November 26, 2018
(Fed. R. Civ. P. 4(d)(3))
New Response Date: December 26, 2018

1 Plaintiff Vernon Unsworth and Defendant Elon Musk (collectively, the
2 “Parties”) hereby stipulate pursuant to Central District of California Local Rule
3 (“L.R.”) 8-3 to extend the time for Defendant to respond to Plaintiff’s Complaint for
4 Defamation (Dkt. 1) (“Complaint”) to, and including, December 26, 2018, and to
5 schedule deadlines for Defendant’s forthcoming motion to dismiss Plaintiff’s
6 Complaint (“Motion”).

7 1. Plaintiff sent a Waiver of Service of Summons (“Waiver”) to counsel
8 for Defendant on September 27, 2018. (Dkt. 19.)

9 2. Counsel for Defendant signed the Waiver on October 3, 2018. (Dkt.
10 19.)

11 3. Pursuant to Rule 4(d)(3) of the Federal Rules of Civil Procedure,
12 Defendant’s responsive pleading or motion to dismiss the complaint is currently due
13 on November 26, 2018.

14 4. The Parties agree and stipulate that Defendant’s time to answer or
15 otherwise respond to the Complaint shall be extended to December 26, 2018.

16 5. Per L.R. 8-3, because this extension “does not extend the time for more
17 than a cumulative total of thirty (30) days from the date the response initially would
18 have been due,” the extension “need not be approved by the judge” and is therefore
19 effective by the filing of this stipulation.

20 6. The Parties also agree and stipulate, subject to the Court’s approval, that
21 the following briefing schedule is necessary for a full and fair discussion of the
22 issues to be raised in Defendant’s forthcoming Motion, particularly in light of the
23 upcoming holidays:

24 a. Defendant agrees to notice the hearing date for the Motion to be
25 April 1, 2019 or, if unavailable, the first available motion hearing
26 date after April 1, 2019.
27
28

b. Notwithstanding a hearing date of later than April 1, 2019, Plaintiff agrees to file his opposition to Defendant's Motion by February 25, 2019. This complies with L.R. 7-9.

c. Notwithstanding a hearing date of later than April 1, 2019, Defendant agrees to file his reply in support of the Motion by March 18, 2019. This complies with L.R. 7-10.

7. The Parties have submitted herewith a proposed order for the Court's consideration to effectuate the agreed-upon briefing schedule for the Motion.

Dated: November 21, 2018

Respectfully submitted,

L. LIN WOOD, P.C.

By: /s/ L. Lin Wood

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